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TO: Examiner Konata George
FIRM: USPTO
FACSIMILE NO.: 703-746-5201
PHONE NO.: 703-308-4646
OUR REF.: STI.001A
YOUR REF.: 10/067,569
FROM: Joseph J. Mallon, Reg. No. 39,287
OPERATOR: Susan Olson
DATE: January 8, 2004
NO. OF PAGES: 7 (incl. cover sheet)

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UTILITY/DESIGN PATENT
(amend/final-amend/appeal)Date: August 4, 2003
Date of Action: July 5, 2003

Rec'd in the USPTO on the date stamped hereon via Certificate of Mail:

Docket #: STI-001A Applicant: Miljkovic et al
Title: NUTRACEUTICALS AND METHODS OF OBTAINING...
App No.: 10/067,519 Filed: February 5, 2002
VERIFIED BY: Asst: SLO Atty: AM Of:

- ☒ Transmittal Letter
☒ Amendment in 2 pgs
☒ 1 Month Extension Requested
☐ Information Disclosure Statement; with PTO-1449 w/ Ref(s)
☐ Terminal Disclaimer in pgs
☐ Sequence Submission Statement
☐ Sequence Listing in pgs
☐ copies of CRF Containing Seq List
☐ Return Prepaid Postcard
- ☐ Req for Drawing Changes/Corrections
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☐ Appeal Brief in pgs in Triplicate
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(9/17/02)

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Docket No.: STI.OO1A

Customer No.: 20,995

AMENDMENT / RESPONSE TRANSMITTAL

Applicant : Miljkovic et al.
 App. No. : 10/067,569
 Filed : February 5, 2002
 For : NUTRACEUTICALS AND
 METHODS OF OBTAINING
 NUTRACEUTICALS FROM
 TROPICAL CROPS
 Examiner : George, Konata M.
 Art Unit : 1616

CERTIFICATE OF MAILING

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first-class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

August 4, 2003

(Date)

Joseph J. Mallon
 Joseph J. Mallon, Reg. No. 39,287

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing in the above-identified application are the following enclosures:

- (X) Response to Restriction Requirement in 2 pages.
- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.

The fee has been calculated as shown below:

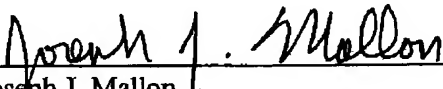
FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Total Claims	31 - 64 = 0	2202 (\$9)	0 x 9 =	\$0
Independent Claims	6 - 11 = 0	2201 (\$42)	0 x 42 =	\$0
Multiple Claim		2203 (\$140)		\$0
1 Month Extension		2251 (\$55)		\$55
2 Month Extension		2252 (\$205)		\$0
3 Month Extension		2253 (\$465)		\$0
			TOTAL FEE DUE	\$55

- (X) An extension of time is hereby requested by payment of the appropriate fee indicated above.
- () A check in the amount of \$55 is enclosed.
- (X) Return prepaid postcard.

Docket No.: STI.OO1A

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- (X) Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.



Joseph J. Mallon
Registration No. 39,287
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STL001A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Miljkovic, D. et al.) Group Art Unit 1616
Appl. No. : 10/067,569) CERTIFICATE OF MAILING
Filed : February 5, 2002) I hereby certify that this correspondence
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August 4, 2003
(Date)
Joseph J. Mallon
Joseph J. Mallon, Reg. No. 39,287

Examiner : George, Konata M.

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants have received the Office Action of June 5, 2003. Claims 1-64 are currently pending in this application. Since this response is being transmitted to the Office on August 4, 2003, this response is accompanied by a request for an extension of time and the required fee to extend the due date for responding until and including August 5, 2003.

The Office requires restriction to one of the following groups:

- Group I: Claims 1-11, 17-29, 48-52, 58 and 59, drawn to a nutraceutical composition, process of making and method of use, classified in class 424, subclass 400.
- Group II: Claims 12-16 and 30-43, drawn to a food or beverage, classified in class 426, subclass 425.
- Group III: Claims 44-47, drawn to enhancing the nutritional value of food or beverages, classified in class 424, subclass 439.
- Group IV: Claims 53-56, drawn to a composition suitable for application to human skin, classified in class 424, subclass 59.
- Group V: Claim 57, drawn to making an enriched nutraceutical composition, classified in class 424, subclass 439.
- Group VI: Claims 60-64, drawn to making a polyphenol-containing nutraceutical, classified in class 424, subclass 439.

Appl. No. : 10/067,569
Filed : February 5, 2002

In response, Applicants hereby elect Group I, Claims 1-11, 17-29, 48-52, 58 and 59, without traverse, for further prosecution on the merits, and understand that the claims of Groups II-VI will be withdrawn as being directed to a non-elected invention.

Applicants reserve the right to file divisional and/or continuation applications containing claims directed to all or part of the subject matter of any claims amended, withdrawn, or canceled at any time during the prosecution of this application, and thus unclaimed subject matter is not dedicated to the public.

This response is intended to be fully responsive to the aforementioned Office Action. However, if some matter or compliance with some requirement has been inadvertently omitted, Applicants respectfully request that they be given a new time period for reply under 37 C.F.R. §1.134 to supply the omission. See M.P.E.P. §714.03.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 8/4/03

By: Joseph J. Mallon
Joseph J. Mallon
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